

VIA CERTIFIED MAIL:
RETURN RECEIPT REQUESTED

Union Carbide Corp.
1254 Enclave Pkwy
Houston, Texas 77077
Attn: Patrick E. Gottschalk, CEO & President

Re: Request for Information Pursuant to Section 104 of CERCLA
Niagara Falls Boulevard Site, 9524 & 9540 Niagara Falls Boulevard, Niagara Falls,
Monroe County, New York and Holy Trinity Cemetery Site 5401 Robert Avenue,
Lewiston, Niagara County, New York

Dear Mr. Gottschalk:

The United States Environmental Protection Agency ("EPA") is charged with responding to the release or threatened release of hazardous substances, pollutants, and contaminants into the environment and with enforcement under the Comprehensive Environmental Response, Compensation, and Liability Act of 1980, as amended, ("CERCLA"), 42 U.S.C. § 9601 *et seq.* (also known as the "Superfund" law). For your information, a copy of the Superfund law may be found at www.epa.gov/superfund/action/law/index.htm. We understand that you represent the Union Carbide Corp. ("Union Carbide") and that you are authorized to accept service of this request for information on behalf of Union Carbide.

EPA has documented the release and threatened release of hazardous substances into the environment at the Niagara Falls Boulevard ("NFB") Site and the Holy Trinity Cemetery ("HTC") Site ("the Sites"). The NFB Site consists of 2 parcels, namely 9524 and 9540 Niagara Falls Boulevard, Niagara Falls, Monroe County, New York. This Site encompasses 2.53 acres. The 9524 Niagara Falls Blvd property contains a bowling alley and an asphalt parking lot; the 9540 Niagara Falls Blvd property contains a vacant building and an asphalt parking lot. The HTC Site is located at 5401 Robert Avenue, Lewiston, Niagara County, New York and is estimated as 2.91 acres of a 31.5 acre cemetery. The area of observed contamination is located in the northernmost portion of the property on a relatively flat and slightly elevated grassy field, as well as existing roadbeds. There is one building on the Site, which is utilized as a residence and a cemetery maintenance facility.

In 1978, the U.S Department of Energy conducted an aerial radiological survey of the Niagara Falls region and found more than 15 properties having elevated levels of radiation above background. It is documented that in the early 1960s, slag from your former radioactive material processing facility, located on 47th Street in Niagara Falls, was used as fill on these properties prior to paving. The slag contained sufficient quantities of uranium and thorium to be classified

as a licensable radioactive source material. EPA believes based on documented information, your company subsequently obtained a license from the Atomic Energy Commission (now Nuclear Regulatory Commission) and the State of New York; however the slag had been used as fill throughout the Niagara Falls region prior to licensing. Based on the original survey and subsequent investigations, it is believed that the radioactive Union Carbide Slag was deposited on these Sites.

EPA collected soil and slag samples in December of 2013, which confirmed the presence of elevated gamma radiation on both Sites. The concentrations of radionuclides found in the slag and soil samples were significantly higher than the background conditions. On August 10-15, 2015 EPA performed additional assessment activities on both Sites and is currently awaiting analytical results. Based on these results, EPA will make a determination as to what CERCLA removal actions will be necessary on both Sites.

REQUEST FOR INFORMATION

EPA requires that you provide a complete and truthful response to the enclosed Request for Information within **30 calendar** days of your receipt of this letter. Under Section 104(e) of CERCLA, 42 U.S.C. § 9604(e), EPA has broad information-gathering authority which allows EPA to require persons to provide information or documents relating to the materials generated, treated, stored or disposed of at or transported from a facility, the nature or extent of a release or threatened release of a hazardous substance, pollutant or contaminant at or from a facility, and the ability of a person to pay for or perform a cleanup.

While EPA seeks your cooperation in this investigation, compliance with the Request for Information is required by law. When you have prepared your response to the Request for Information, please sign and have notarized the enclosed "Certification of Answers to Request for Information," and return that Certification to EPA along with your response. Please note that false, fictitious, or fraudulent statements or representations may subject your company to civil or criminal penalties under federal law. In addition, Section 104 of CERCLA authorizes EPA to pursue penalties for failure to comply with a Request for Information.

Some of the information EPA is requesting may be considered by you to be confidential. Please be aware that you may not withhold the information upon that basis. If you wish EPA to treat the information confidentially, you must advise EPA of that fact by following the procedures described in the Instructions section which follows this letter, including the requirement for supporting your claim for confidentiality.

If you have information about other parties who may have information which may assist EPA in its investigation of the Site or who may be responsible for contamination at the Site, that information should be submitted to EPA within the time period stated above.

Please note that if after submitting your response you obtain additional or different information concerning the matters addressed by this Request for Information, it is necessary that you promptly notify EPA.

This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. § 3501 et seq.

Your response to this Request for Information should be mailed and/or electronically sent to:

Ms. Bonnie Hriczko
Removal Action Branch
U.S. Environmental Protection Agency, Region II
2890 Woodbridge Avenue, Bldg 205 (MS-211)
Edison, New Jersey 08837
Hriczko.Bonnie@epa.gov

A copy of your reply should be sent to:

James Doyle, Esq.
Office of Regional Counsel
U.S. Environmental Protection Agency, Region II
290 Broadway, 17th Floor
New York, New York 10007
Doyle.James@epa.gov

Please give the matters addressed in this letter your immediate attention, and if you have any questions regarding this Request for Information, or would like to discuss this matter with EPA, please contact Ms. Hriczko at (732) 321-6647. Inquiries from attorneys should be addressed to Mr. Doyle at (212) 637-3165.

We appreciate and look forward to your prompt response to this matter.

Sincerely,

Nicoletta DiForte, Deputy Director of Enforcement
Emergency and Remedial Response Division

Enclosure

INSTRUCTIONS FOR RESPONDING TO REQUEST FOR INFORMATION

1. Answer Every Question and Information Request Completely. EPA requires that you provide a complete and truthful response to this Request for Information, issued pursuant to Section 104(e) of CERCLA. A separate response should be given by Union Carbide for each question and/or information request contained in **Attachment B** of this letter. If information or documents responsive to this information request are not in Union Carbide's possession, custody, or control, please identify the person(s) from whom such information may be obtained.
2. Number Each Answer. Identify each answer with the number of the question and/or information request and subpart to which it responds. For each document produced in response to this Request for Information, indicate on the document, or in some other reasonable manner, the question to which it applies.
3. Provide the Best Information Available. Provide responses to the best of your company's ability, even if the information sought was never put down in writing or if the written documents are no longer available. Submission of cursory responses when other responsive information is available to Union Carbide may be considered non-compliance with this Request for Information. Whenever in this Request for Information there is a request to identify a natural person or an entity other than a natural person, state among other things the person or entity's full name and present or last known address. Consult with all present and past employees and agents of your company whom you have reason to believe may be familiar with the matter to which the question pertains.
4. Identify Sources to Answers. In answering each question, identify (see Definitions) each individual and any other source of information (including documents) that were consulted in the preparation of the response to the question.
5. Inability to Answer or Provide Documents. If Union Carbide is unable to answer a question or information request in a detailed and complete manner or if it is unable to provide any of the information or documents requested, indicate the reason for its inability to do so. If Union Carbide cannot provide a precise answer to a question, please approximate, but in any such instance, state the reason for your inability to be specific. If Union Carbide has reason to believe that an individual or entity other than one employed by or known to your Company may be able to provide additional details or documentation in response to any question, state that person or entity's name, last known address, phone number, and reasons for your belief.
6. Documents. If a document is requested, but not available, state the reason for its unavailability. To the best of your ability, identify the document by author, date, subject matter, and number of pages, and identify all recipients of the document with their last known addresses and phone numbers. If anything is omitted from a document produced in your response to the Request for Information, state the reason for, and the subject matter

of the omission. If you have reason to believe that an individual other than one employed by your company may be able to provide documentation in response to any question, state that person's name, last known address, phone number, and the reasons for your belief.

7. Continuing Obligation to Provide and to Correct Information. If additional information or documents responsive to this Request become known or available to Union Carbide after you respond to this Request, EPA hereby requests pursuant to Section 104(e) of CERCLA that your company supplement its response to EPA with **15 calendar days** from the date such information or documents became available to you.
8. Confidential Information. The information requested herein must be provided even though Union Carbide may contend that it includes confidential information or trade secrets. Union Carbide may assert a confidentiality claim that covers part or all of the information requested, pursuant to Sections 104(e)(7)(E) and (F) of CERCLA, 42 U.S.C. § § 9604(e)(7)(E) and (F), and 40 C.F.R. § 2.203(b). If Union Carbide makes a claim of confidentiality for any of the information it submits to EPA, it must prove that claim. For each document or response it claims is confidential, you must separately address the following points:
 - a. the portions of the information alleged to be entitled to confidential treatment;
 - b. the period of time for which confidential treatment is desired (e.g., until a certain date, until the occurrence of a specific event, or permanently);
 - c. measure taken by Union Carbide to guard against an unintended disclosure of the information to others;
 - d. pertinent confidentiality determinations, if any, by EPA or other federal agencies, and a copy of any such determination if available or reference to them; and
 - f. if you assert that disclosure of the information would likely result in substantial harmful effects on your business' competitive position, describe what those harmful effects would be, why they should be viewed as substantial, and provide an explanation of the casual relationship between disclosure and such harmful effects.

To make a confidentiality claim, please stamp, or type, "confidential" on all confidential responses and any related confidential documents. Confidential portions of otherwise non-confidential documents should be clearly identified. You should indicate a date, if any, after which the information need no longer be treated as confidential. Please submit in separate envelopes both a clean and a redacted version of any documents or response for which you make a claim of confidentiality.

All confidentiality claims are subject to EPA verification. It is important that Union Carbide satisfactorily show that it has taken reasonable measures to protect the confidentiality of the information and that it intends to continue to do so, and that it is not and has not been obtainable by legitimate means without Union Carbide's consent. Information covered by such claim will be disclosed by EPA only to the extent permitted by CERCLA Section 104(e) and 40 C.F.R. Part 2, Subpart B. If no such claim accompanies the information when it is received by EPA, then it may be made available to the public by EPA without further notice to Union Carbide.

9. Disclosure to EPA Contractor. Information which Union Carbide submits in response to this Request for Information may be disclosed by EPA to authorized representatives of the United States, pursuant to 40 C.F.R. Part 2.310(h), such as for the purpose of organized and/or analyzing the information contained in the responses to this Request for Information, even if you assert that all or part of your submission is confidential business information. Any knowing or willful disclosure of such information by such a contractor may subject that contractor to penalties under Section 104(e)(7)(B), 42 U.S.C. § 9604(e)(7)(B). If Union Carbide is submitting information which it asserts is entitled to treatment as confidential business information, you may comment on this potential disclosure within fourteen (14) days of receiving this Request for Information.
10. Personal Privacy Information. Personnel and medical files, and similar files that if disclosed to the general public may constitute an invasion of privacy, should be segregated among Union Carbide's responses, included on separate sheet(s), and marked as "Personal Privacy Information."
11. Objections to Questions. If Union Carbide has objections to some or all of the questions within this Request for Information, it is still required to response to each question.

B. DEFINITIONS

1. As used herein, the term "person" shall include any individual, firm, unincorporated association, partnership, corporation, trust, or other entity.
2. As used herein, the term "Sites" or "the Sites" shall mean the Niagara Falls Blvd Site located at 9524 & 9540 Niagara Falls Boulevard, Niagara Falls, Monroe County, NY and Holy Trinity Cemetery Site located at 5401 Robert Ave., Lewiston, Niagara County, NY.
3. As used herein, the term "the Company," "Union Carbide," "you," and "your company" shall mean Union Carbide Corp. and its predecessors, successors, subsidiaries, divisions, branches, officers, managers, employees, contractors, trustees, partners, assigns or agents.
4. The term "waste" or "wastes" shall mean and include trash, garbage, refuse, by-products,

solid waste, slag, hazardous waste, hazardous substances including, pollutants, or contaminants, whether solid, liquid, or sludge, including but not limited to containers for temporary or permanent holding of such wastes.

5. The term "hazardous substances" shall have the meaning set forth in Section 101(14) of CERCLA, 42 U.S.C. § 9601(14). The substances which have been designated as hazardous substances pursuant to Section 102(a) of CERCLA (which, in turn, comprise a portion of the substances that fall within the definition of "hazardous substance" under Section 101(14) of CERCLA) are set forth at 40 CFR Part 302.
6. As used herein, the term "hazardous waste" shall mean any solid, liquid or sludge or any mixture thereof which possesses any of the following characteristics:
 - a. it contains one or more hazardous substances (at any concentration) as defined in 42 U.S.C. § 9601(14);
 - b. it is a "hazardous waste" as defined in 42 U.S.C. § 6903(5);
 - c. it has a pH less than 2.0 or greater than 12.5;
 - d. it reacts violently when mixed with water;
 - e. it generates toxic gases when mixed with water;
 - f. it easily ignites or explodes;
 - g. it is an industrial waste product;
 - h. it is an industrial treatment plant sludge or supernatant;
 - i. it is an industrial byproduct having some market value;
 - j. it is coolant water or blowdown waste from a coolant system;
 - k. it is a spent product which could be reused after rehabilitation; or
 - l. it is any material which you have reason to believe would be toxic if either ingested, inhaled or placed in contact with your skin.
7. The term "pollutant or contaminant" shall have the same definition as that contained in Section 101(33) of CERCLA, 42 U.S.C. § 9601(33), and includes any mixtures of such pollutants or contaminants with any other substances. Petroleum products mixed with pollutants and contaminants are also included in this definition.
8. The term "identify" means, with respect to a natural person, to set forth the person's name, present or last known employer and business address and business telephone number, present or last known home address and home telephone number, and present or last known job title, occupation, position or business.
9. The term "document" or "documents" shall mean any object that records, stores, or presents information, and includes writings of any kind, formal or informal, whether or not wholly or partially in handwriting, including but not limited to the following; papers, books, records, letters, photographs, correspondence, communications, telegrams, cables, Telex messages, memoranda, laboratory work papers, batch sheets, other work papers,

ledger sheets, transcripts, minutes, reports or recordings of telephone or other conversations, or of interviews or of conferences, or of other meetings, affidavits, statements, summaries, opinions, reports, studies, drafts, analyses, bulletins, notices, announcements, advertisements, instructions, charts, manuals, brochures, publications, schedules, journals, statistical records, diaries, lists, logs, well logs, field logs, tabulations, sound recordings, computer printouts, computer-readable materials, chromatograms, spectrographs, mass spectra or spectrograms, data generated from any physic-chemical methods of analysis, data processing input and invoices, checks, notes, diagrams, maps graphs, or materials with handwriting or other printing on them and other tangible material. "Document" shall also include any data compilation from which information can be obtained or translated if necessary by you through detection devices into reasonable usable form.

10. The term "entity" or "entities" refers to persons, individuals, companies, partnerships, or any other type of business association.
11. The term "arrangement" means every separate contract or other agreement between two or more persons, whether written or oral.
12. The term "material" or "materials" shall mean any and all objects, goods, substances, or matter of any kind, including but not limited to wastes.
13. The term "your facility" or "facility" shall mean Union Carbide's former facility located on 47th Street in Niagara Falls, New York that produced radioactive materials.
13. The term "release" shall mean any spilling, leaking, pumping, pouring, emitting, emptying, discharging, injecting, escaping, leaching, dumping or disposing into the environment, and other closed receptacles containing any hazardous substance or, pollutant, or contaminant.
14. All terms not defined herein shall have their ordinary meaning, unless such terms are defined in CERCLA or RCRA, in which case the statutory definitions shall apply.

ATTACHMENT B

REQUEST FOR INFORMATION

1. State the correct legal name and mailing address of Union Carbide Corp. ("Company").

2. If Union Carbide wishes to designate an individual for any future correspondence concerning these Sites, include any legal notices, please so indicate here by providing that individual's name, address, telephone number, email and FAX number.
3. State the name(s) and address(es) of the President, the Chairman of the Board, and the Chief Executive Officer of the Company.
4. For Union Carbide please provide:
 - a. The date of incorporation;
 - b. State of incorporation; and
 - c. Agent for service of process.
5. If Union Carbide currently is, or was at any time, a subsidiary or affiliate of another corporation or other business entity, identify each of those entities and each entity's Chief Executive Officer, President, Chairman of the Board. Provide all documents related to any subsidiary or successor agreements/relationships.
6. Identify the state and date of incorporation, agent for service, for each entity identified in your response to question 5 above.
7. Does the Company exist today? If not, describe the manner of dissolution or other termination and provide the date of such action.
8. If the Company has been taken over or has been acquired by another corporation or is a wholly owned subsidiary of another company, please describe the nature of the takeover, how it occurred, and who is now responsible for the company's prior and current environmental and financial matters.
9. Has the Company been the subject of or otherwise involved in a bankruptcy filing under the United States Bankruptcy Code, 11 U.S.C. § § 101-1330? If not, does the Company anticipate filing a petition under the Bankruptcy Code within the next six months? If the Company has been the subject of or otherwise involved in a bankruptcy filing, identify the name of the debtor(s), chapter of the Bankruptcy Code under which the bankruptcy was filed, and provide copies of all bankruptcy petition(s) and schedules which have been filed by or with respect to the Company. In addition, state the current status of the bankruptcy proceedings.
10. Did Union Carbide ever own the Sites or any portions of them, either solely or as a partnership, if yes, specify the name(s) of the owner(s) and the date the Sites were acquired. If yes, also describe the Sites at the time they were acquired and if there were any businesses at the Sites. State the date the Sites were sold, to whom they were sold,

and the condition of them when sold.

11. If Union Carbide did not own the Sites, please describe in detail who did own the Sites and if you had any relationship with them. Provide any lease agreements and property relationship documents, if applicable. Provide all information with regards to Union Carbide's relationship with the Sites.
12. Please provide any knowledge, information and/or documents relating to ownership, either past or present of your facility property. Please provide any knowledge, information and/or documents related to all of the industrial processes involving radioactive materials and radioactive waste generated at your facility.
13. Please provide any knowledge, information and/or documents related to all releases or suspected releases that have occurred on or from your facility involving radioactive materials, and radioactive waste.
14. Please provide contact information, including names, telephone numbers, email addresses and physical mailing addresses for all former employees of either you or other companies or government agencies who worked in any capacity that have knowledge of operations at your facility associated with radioactive materials and radioactive waste including the disposal of these radioactive materials at or near your facility. If no current contact information is available, provide the last known contact information.
15. Describe the nature of the business in which Union Carbide was engaged in during the time period it operated at the facility. Provide a thorough explanation of Union Carbide's ore processing procedures to extract niobium and what the radioactive byproducts of these processes were. This explanation should include, but not be limited to, a statement of the number of people employed, the procedure followed in all operations, a description of the chemicals or materials used in this process and other operations, and a description of how the hazardous waste chemicals or substances were handled or disposed of. If the nature of Union Carbide's business changed over the years, please so indicate and describe the various business activities in which the company has been involved.
16. Describe each position, formal and/or informal, that the operators of your facility held with the company. Describe each manufacturing operation that occurred at your facility. Your description should include, but not be limited to, the person(s) names who held those positions, the duties and responsibilities of each position, the actual tasks that they performed, both routinely and occasionally, and the dates that they held these positions.

17. For each of the positions identified in questions 14 - 16, list any responsibilities with respect to management, control, and day-to-day operations, including waste handling practices and all other operations at the Site.
18. Describe when your operations ceased at your facility and state the last known radioactive processes that occurred at your facility. Describe the circumstances that precipitated the facility to cease its operations there and if they relocated.
19. State whether any business records of Union Carbide's operations at the facility are still in existence. If the answer is yes, state the location of these records and produce:
 - a. All documents relating to the disposal of any radioactive wastes; and
 - b. All documents relating to the disposal of any hazardous substances, hazardous waste, or solid waste at the Site.
20. Please provide any knowledge, information, and/or documents related to operations or activities on the Sites and your facility that were associated with radioactive materials or radioactive waste that were discussed in the 1978 U.S. Department of Energy aerial radiological survey and the October 1984 on-site survey conducted by the Oak Ridge Lab.
21. Identify all current and/or past production records kept by Union Carbide from the facility and describe the contents of such records.
22. Identify any persons who concurrently with Union Carbide exercised actual control or who held significant authority to control activities at the facility. In addition, identify:
 - a. Partners or joint ventures;
 - b. Any contractor, subcontractor, or licensor with any presence or activity on the Site; (service contractors, remediation contractors, management and operator contractors, licensor providing technical support to licensed activities);
 - c. Any person subleasing land, equipment, or space on-site;
 - d. Utilities, pipelines, railroads, and any other person with activities and/or easements regarding the Site;
 - e. Major financiers and lenders;
 - f. Any person who exercised actual control over any activities or operations at the Site;

- g. Any person who held significant authority to control any activities or operations at the Site; and
 - h. Any person who had a significant presence or who conducted significant activities at the Site.
- 23. In the event that ownership of the facility was transferred by foreclosure or its equivalent (including purchase at foreclosure sale, acquisition or assignment of title in lieu of foreclosure, acquisition of a right to title or possession, an agreement in satisfaction of an obligation, or any other formal or informal manner by which a lender may acquire title to or possession of secured property), state whether the lender at any time:
 - a. Participated in the management or operational affairs of the debtor? If so, describe such participation;
 - b. Exercised decision making control over the debtor's environmental compliance? If so, describe such exercise of decision making control; and
 - c. Exercised control at a level comparable to that of a manager of the debtor's business with respect to (i) environmental compliance, or (ii) all or substantially all, of the operational (as opposed to financial or administrative) aspects of the debtor's business other than environmental compliance? If so, describe such exercise of control.
- 24. Please provide knowledge, information and/or documents relating to contracts, agreements, or permits between any persons involved in any operations associated with radioactive materials and radioactive waste at the Sites.
- 25. Please provide a map depicting the location(s) and name(s) (including building numbers) of all former and current structures at your facility. Examples of such structures are, but are not limited to buildings, equipment and facilities, related to testing, studying, or processing radioactive materials, above ground tanks, below ground tanks, open tanks, dip tanks, pipelines, pits, burn pits, surface impoundments, lagoons, clarifiers, dry wells, septic pits, septic wells product or waste recycling or rework units, drums, bins, shipping and commercial containers, or other receptacles, equipment or enclosures. This response shall include names and descriptions of operations and projects occurring in, or in conjunction with, each structure listed and must identify any radioactive materials or radioactive wastes that were received, stored, held or enclosed in each structure.
- 26. Please provide any knowledge, information and/or documents related to the transport of radioactive materials or radioactive wastes to and from your facility. Please include any

reports, maps and aerial photography that identify the exact routes used to transport these materials from source to destination.

27. Please provide any knowledge, information and/or documents related to the disposal of radioactive materials or radioactive wastes to and from your facility. Please include any reports, information or data related to soil, and geology at and about the disposal locations. Provide copies of all documents containing such data and information, including both past and current aerial photographs of the disposal locations, as well as documents containing analysis or interpretation of such data from the disposal sites.
28. Please provide contact information, including name, telephone number, email address, and physical mailing address for all persons and former employees of either you or other companies or government agencies who transported or disposed of radioactive materials and radioactive waste to and from your facility. If no current contact information is available, provide the last known contact information.
29. Please provide any knowledge, information and/or documents related to all licenses and permits issued by the Federal or State Government for the possession, use, storage, and release of radioactive materials and radioactive waste. Your response must include copies of the identified licenses and permits.
30. Please provide any knowledge, information and/or documents related to the transport of radioactive materials and radioactive wastes between (to and from) your facility and other facilities operated by you.
31. Please provide any knowledge, information and/or documents related to the delivery of radioactive materials or radioactive wastes from your facility to landfills.
32. Has Union Carbide ever conducted any assessments, investigations, or cleanup of hazardous substances or wastes at the Sites? If yes, identify all environmental contractors and consultants and describe the remediation/action they conducted or planned to conduct at the Site and the date(s) that the action(s) took place. Provide copies of all letters, reports, and conclusions issued by the contractors and consultants regarding the Site, including the names of the wastes that were disposed of and the location of the facility.

Pursuant to the authority in Section 104(e)(2)(C) of CERCLA, 42 U.S.C. § 9604(e)(2)(C), EPA may require any person to furnish information relating to the ability of a person to pay for a cleanup or reimburse EPA's past response costs. Therefore, please answer all of the following questions.

33. Respond to the following requests:

- a. Provide Union Carbide's financial statements for the past fifteen fiscal years, including, but not limited to, those filed with the Internal Revenue Service.
 - b. Identify all of the company's current assets and liabilities and the persons who currently own or are responsible for such assets and liabilities.
 - c. Identify all sources of funds that have been or are available for remediating the Site including any amounts that have been expended and the purposes for which they were expended, the amounts that are currently available and the limitations if any on the use of such funds. If there are assets that the Company claims are not available for remediating the Site, explain why.
34. Provide copies of all insurance policies and indemnification agreements held or entered into by Union Carbide that arguably could indemnify the company against any liability which you may be found to have under CERCLA for releases and threatened releases of hazardous substances, pollutants, or contaminants at and/or from the Site. Identify the amounts of coverage. In response to this request, provide not only those insurance policies and agreements which currently are in effect, but also those which were in effect during the period of the Company's operations at the Site. For any policy that you cannot locate or obtain, provide the name of the carrier, years in effect, nature and extent of coverage, and any other information you have.
35. Identify all individuals with knowledge of facts relating to the responses provided to this Request for Information. Identify each individual who assisted or was consulted or who answered on behalf of the company in the preparation of its response to this Request for Information, and specify the question with which each person assisted in responding.

NIAGARA FALLS BLVD AND HOLY TRINITY CEMETERY SITES
CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of _____:

County of _____:

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that I am under a continuing obligation to supplement my response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or my response thereto should become known or available to me.

NAME (print or type)

TITLE (print or type)

SIGNATURE

Sworn to before me this
day of _____, 2015

Notary Public